

CBSC STAFF REPORT

2004 Annual Cycle Monograph Item 8

PROPOSING STATE AGENCY:

Office of the State Fire Marshal (SFM 05/04)

APPLICATION AFFECTED:

Asylums; jails; hospitals; mental hospitals; homes for the elderly; children's nurseries; children's homes or institutions, schools, or any similar occupancies of any capacity; assembly occupancies for 50 or more persons; motion picture or television production facilities; homes or institutions for the housing of any person of any age for protective social care and supervision.

SUBJECT:

Part 2, 2001 California Building Code, Volume 1, Chapters 1, 2, 3, 5, 9, 10, 11A, 35, and Appendix Chapter 3A, California Code of Regulations:

- Add a new definition for Adult Day Programs (E Occupancy) and Adult Day Health Care Centers (I Occupancy) to be consistent with H&SC Sections 1531.2 and 1531.3. Also, SFM is proposing to update the definition for Nonambulatory Person to be consistent with current law.
- Amend fire alarm systems and alarm regulations for schools used for day care purposes. This change is a result of the SFM implementing SB 575.
- Revise requirements for smoke detectors interconnected with fire alarms, for nurses' stations in corridors.
- Revise provisions under SFM authority for areas of evacuation assistance for housing accessibility in Chapter 11A based on HCD's re-write of Chapter 11A.
- Updating of Recognized and National Standards in Chapter 35 to the latest editions.
- Relocation of provisions for Group R, Division 6 from Appendix Chapter 3A, Division I, to Chapter 3.
- Addition of new definitions and modification of existing definitions for accessory spaces and cell tiers for Appendix Chapter 3A, Division II.

FINDINGS:

CBSC Code Advisory Committee Comments/Recommendations

CBSC's Building, Fire, and Other Code Advisory Committee (BFO CAC), recommended as follows:

- Sub-items 8-2, 8-3, 8-4, 8-5, 8-7, 8-16, 8-18, 8-19, 8-21: Further study for amendments related to adult day care, because public testimony from stakeholders interested in adult day programs and present at the CAC meeting indicated that those groups were given insufficient notice by SFM. SFM concurred with further study.
- Sub-item 8-10: Further study for relocation of Group R, Division 6 into Chapter 3, because provisions had been substantially rewritten. SFM concurred with further study.
- Further study for sub-item 8-24, because references in §3504.1.2 are to standards submitted in SFM's Item 24 for Part 12 that BFO CAC recommends for further study. SFM disagrees with further study.
- Approved as submitted/resubmitted for sub-items 8-1, 8-6, 8-14, 8-15, 8-20, 8-22, 8-23, and 8-25

(See pages 2-153 through 2-181 of the May, 2005 Code Change Monograph, Volume II.)

Public Comment

No comments received

Staff Findings:

SFM's remaining proposals appear to be compliant with Administrative Procedure Act and Building Standards Law. (See Updated Informative Digest and Final Statement of Reasons, which follows this report.)

COMMISSION ACTION:

For efficiency, staff recommends that the commission act on uncontested sub-items in one motion, and act on the remaining sub-items individually. The commission may wish to consider together as regulations related to Sub-item 8-24: Sub-item 22-10, SFM's amendments to referenced standards in Part 9, and referenced standards being proposed for Part 12.

The Commission may take any one of the following actions on these sub-items, then act on Item 8 as a whole:

- ❖ **Approve**
- ❖ **Disapprove**
- ❖ **Approve as Amend**
- ❖ **Further Study**